IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: P. Stark et al. Confirmation No.: 6126

Application No.: 10/814,293 Examiner: J.T. Palenik

Filed: April 1, 2004 Group Art Unit: 1609

For: MULTIPARTICULATE BISOPROLOL FORMULATION

Attorney Docket No.: 33976.00003

FILED ELECTRONICALLY ON USPTO EFS-WEB ON JULY 27, 2009 BY SARAH KLOSEK, 55,332

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT PURSUANT TO 37 C.F.R. §41.33

Sir:

Concurrently filed with an Appeal Brief pursuant to 37 C.F.R. § 41.37, the following amendments and remarks are being submitted by Applicant for consideration by the Examiner.

Amendments to the Claims are reflected in the Listing of Claims, which begins on page 2 of this paper.

Applicant's **Remarks** begin on page 6 of this paper.